

As a below named inventor, I/we hereby declare that:

My/our residence, post office address and citizenship are as stated below next to my/our name. I/we believe I am/we are the original, first and sole/joint inventor/s of the subject matter which is claimed and for which a patent is sought on the invention entitled

**2-ETHYL-4,6-DIMETHYL-PHENYL-SUBSTITUTED SPIROCYCLIC TETRAMIC ACID DERIVATIVES**

the specification of which is attached hereto,

or was filed on **November 9, 2004**

as a PCT Application Serial No. **PCT/EP2004/012644**

I/we hereby state that I/we have reviewed and understand the contents of the above-identified specification, including the claims.

I/we acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I/we hereby claim priority benefits under Title 35, United States Code, §119 and § 119(e)(1) of any foreign and/or U.S. provisional application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**103 54 629.4**  
(Number)

**Germany**  
(Country)

**November 22, 2003**  
(Month/Day/Year Filed)

I/we hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I/we acknowledge the duty to disclose the material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

I/we hereby declare that all statements made herein of my/our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**BCS 03 3063-US**

Power of Attorney: As a named inventor, I hereby appoint:

Practitioners associated with the Costumer Number 26111

as my/our attorney(s) and/or agent(s) to prosecute this application and  
transact all business in the Patent and Trademark Office  
connected therewith:

The undersigned hereby authorizes the U.S. attorney or agent named herein  
to accept and follow instructions from the Assignee of this application as  
to any action to be taken in the United States Patent and Trademark Office  
regarding this application without direct communication between the U.S.  
attorney or agent and the undersigned.

Send Correspondence to:

**STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.**

**1100 New York Avenue, N. W.**

**Washington, D. C. 20005-3934**

**DIRECT TELEPHONE CALLS TO: (202)371-2600**

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POST OFFICE ADDRESS Hofäckerstr. 23, 65207 Wiesbaden, Germany			
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RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF SEVENTEENTH INVENTOR		INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			

# Bayer CropScience

Bayer CropScience GmbH



## POWER OF ATTORNEY

We, **Bayer CropScience GmbH**, Frankfurt am Main, Germany  
hereinafter called "the Company) herewith grant to each of the following:

Dr. E. Simon  
S. Merigeault  
Dr. H.-C. Rippel  
Dr. R. Weißert  
Dr. N. Schwenk  
Dr. J. Van Rompaey

**POWER OF ATTORNEY** in all countries of the world to be the true and lawful attorney and agent of the Company and to sign or execute in the name and on behalf of the Company all applications, all forms of authorisation and all documents of whatsoever nature relating to the filing, prosecution, registration, maintenance, renewal, defence and enforcement concerning patents, certificates of invention, certificates of utility, utility models, supplementary certificates of protection, plant variety rights and copyrights (hereafter referred to as "Intellectual Property"); to initiate and conduct infringement and validity proceedings concerning Intellectual Property; to appear and represent the Company before any patent office, court or government agency or authority concerned with Intellectual Property; and to take whatever measures as he/she may deem necessary or expedient to protect the Company's interest in any matters concerning Intellectual Property.

**AND** to appoint Patent Agents, Legal Counsel and Attorneys-at-Law as may be necessary from time to time for any and all of the aforesaid purposes, and to cancel such appointments

The Power of Attorney granted hereby is a joint Power of Attorney and grants entitlement only to a representation of the Company in conjunction with an Officer of the Company (Geschäftsführer), another authorised signatory (Prokurist) or other representative authorised in the same way.

This Power of Attorney is governed in all respects by the laws of Germany and shall be revocable at any time for any reason whatsoever.

## POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:

☒ Practitioners associated with the Customer Number:

26111

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number	Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

☒ The address associated with Customer Number:

26111

OR

<input type="checkbox"/> Firm or Individual Name			
Address			
City	State	Zip	
Country			
Telephone	Email		

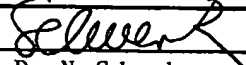

Assignee Name and Address:

Bayer CropScience GmbH, Brüningstrasse 50, 65926 Frankfurt, Germany

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

### SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature			Date	09. Juni 2006
Name	Dr. N. Schwenk	Dr. R. Weißert	Telephone	+496930543944
Title	Patents and Licenses, Frankfurt	Patents and Licenses, Frankfurt		

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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**STATEMENT UNDER 37 CFR 3.73(b)**

2400.0410000

Applicant/Patent Owner: FISCHER et al.Application No./Patent No.: 10/578,900 Filed/Issue Date: May 12, 2006Entitled: 2-ETHYL-4,6-DIMETHYL-PHENYL-SUBSTITUTED SPIROCYCLIC TETRAMIC  
ACID DERIVATIVESBayer CropScience AG, a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 018808, Frame 0526, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

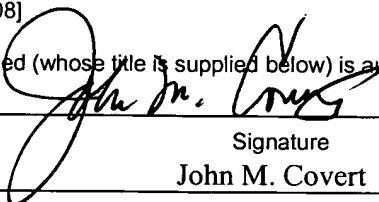
1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
\_\_\_\_\_  
Signature  
John M. Covert

Printed or Typed Name

Authorized Agent

Title

March 8, 2007

Date

202-371-2600

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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